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9

10 UNITED STATES DISTRICT COURT

11 FOR THE CENTRAL DISTRICT OF CALIFORNIA

12 IN THE MATTER OF THE  
EXTRADITION OF

13 KENNETH WAYNE FROUDE,  
14 A Fugitive From the  
15 Government of Canada.  
16

CV No.

GOVERNMENT'S FILING OF  
(1) REQUEST FOR EXTRADITION, AND  
(2) REDACTED COPY OF FORMAL  
EXTRADITION PAPERS

[18 U.S.C. § 3184]

17 The fugitive, KENNETH WAYNE FROUDE ("FROUDE"), having been  
18 arrested pursuant to an arrest warrant issued on September 23, 2015,  
19 by United States Magistrate Judge Jacqueline Chooljian, and having  
20 come before this Court on October 1, 2015, for an initial appearance  
21 before United States Magistrate Judge Michael R. Wilner, complainant  
22 United States of America hereby requests the extradition of the  
23 fugitive to the Government of Canada. In support of its request,  
24 the United States refiles the diplomatic note with the accompanying  
25 copy of the Treaty and Protocol (attached hereto as Exhibit A), and  
26 redacted copies of the original formal extradition papers (attached  
27  
28

1 hereto as Exhibit B), previously filed in criminal case number 15-  
2 1770M on September 23, 2015.<sup>1</sup>

3 Under the procedures of this Court and pursuant to the October  
4 30, 2015, Order of Magistrate Judge Michael R. Wilner, this  
5 extradition matter should be assigned, under a new civil docketing  
6 number, to a United States District Judge and United States  
7 Magistrate Judge for further extradition proceedings.

8 Dated: November 4, 2015 Respectfully submitted,

9 EILEEN M. DECKER  
10 United States Attorney

11 LAWRENCE S. MIDDELTON  
12 Assistant United States Attorney  
13 Chief, Criminal Division

14 /s/  
NATHANIEL B. WALKER  
15 Assistant United States Attorney  
16 General Crimes Section

17 Attorneys for Complainant  
18 United States of America  
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21 <sup>1</sup> When requesting the arrest and detention of a fugitive on  
22 behalf of a foreign sovereign, the United States often seeks a  
23 provisional arrest warrant based on a complaint supported by  
24 preliminary paperwork sufficient to establish that probable cause  
25 exists for the requested arrest and detention. This is because the  
26 foreign sovereign and the United States Department of State often  
27 require some time to compile the affidavits and exhibits supporting  
28 the formal extradition request, and the fugitive may flee or present  
a danger to the community in the meantime. That complaint is filed  
on the minimal documents then available, and when the formal  
extradition documents arrive they are filed on the civil docket. In  
this case, however, all the paperwork necessary to support the  
formal extradition request was prepared before the fugitive was  
arrested. Accordingly, the United States filed all the formal  
extradition paperwork on September 23, 2015, along with the  
complaint and arrest warrant.

CERTIFICATE OF SERVICE

I, T. Montes, declare:

That I am a citizen of the United States and a resident of or employed in Los Angeles County, California; that my business address is the Office of United States Attorney, 312 North Spring Street, Los Angeles, California 90012; that I am over the age of 18; and that I am not a party to the above-titled action;

That I am employed by the United States Attorney for the Central District of California, who is a member of the Bar of the United States District Court for the Central District of California, at whose direction I served a copy of:

GOVERNMENT'S FILING OF (1) REQUEST FOR EXTRADITION, AND (2) REDACTED COPY OF FORMAL EXTRADITION PAPERS

☐ Placed in a closed envelope for collection and inter-office delivery, addressed as follows:

☒ Placed in a sealed envelope for collection and mailing via United States mail, addressed as follows:

Marisol Orihuela  
Federal Public Defenders  
Office  
321 East 2nd Street  
Los Angeles, CA 90012-4202

☐ By hand delivery, addressed as follows:

☐ By facsimile, as follows:

☐ By messenger, as follows:

☐ By Federal Express, as follows:

This Certificate is executed on November 4, 2015, at Los Angeles, California. I certify under penalty of perjury that the foregoing is true and correct.

T. Montes  
legal Assistant